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#8
YC
8-29-03

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional) 083712-0290459										
In re Application of PARTHA NEOGI ET AL												
Application Number 10/075,442		Filed February 15, 2002										
For NOVEL COMPOUNDS TO TREAT DIABETES AND ASSOCIATED CONDITIONS												
Group Art Unit 1625	Examiner Hector Reyes											
<p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.</p> <p>The requested extension and appropriate non-small-entity fee are as follows (check time period desired):</p> <table><tr><td><input type="checkbox"/> One month (37 CFR 1.17(a)(1))</td><td>\$ _____</td></tr><tr><td><input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))</td><td>\$ 410.00</td></tr><tr><td><input type="checkbox"/> Three months (37 CFR 1.17(a)(3))</td><td>\$ _____</td></tr><tr><td><input type="checkbox"/> Four months (37 CFR 1.17(a)(4))</td><td>\$ _____</td></tr><tr><td><input type="checkbox"/> Five months (37 CFR 1.17(a)(5))</td><td>\$ _____</td></tr></table> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: <u>\$ 205.00</u></p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card Form PTO-2038 is attached</p> <p><input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>03-3975</u>. I have enclosed a duplicate copy of this sheet.</p> <p>I am the <input type="checkbox"/> applicant/inventor</p> <p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).</p> <p><input type="checkbox"/> attorney or agent of record.</p> <p><input checked="" type="checkbox"/> attorney or agent under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____.</p>			<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$ _____	<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$ 410.00	<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ _____	<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$ _____	<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$ _____
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$ _____											
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$ 410.00											
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ _____											
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$ _____											
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$ _____											

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

12/02/2003 YCHADWIC 00000003 033975 10075442
FC:1252 410.00 CR

Date _____
Signature
Christopher M. Beck
Reg. No. 52,603
Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below.

Total of **1** forms are submitted

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Adjustment date: 12/02/2003 EEKUBAY1
08/29/2003 YCHADWIC 00000003 033975 10075442
01 FC:1252 410.00 CR

12/02/2003 EEKUBAY1 00000003 033975 10075442
01 FC:2252 205.00 DA

08/26/03 TUE 19:44 [TX/RX NO 5034] #003

Def & Ref R. 307

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE



Application Number : 10/075,442 Confirmation No. 1127 NOV 26 03
Applicant : Partha Neogi et al.
Filed : February 15, 2002 PATENT MAINTENANCE
Tech Cntr/AU : 1625 DIVISION
Examiner : Hector M. Reyes
Entitled : Novel Compounds to Treat Diabetes and
Associated Conditions
Attorney Reference : 083712-0290459
Customer Number : 00909

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

US
PATENT
OFFICE
REFUND
DIVISION
NOV 26 2003
AC
1252
1625
10075442

REQUEST FOR REFUND

Sir:

Applicants filed an Amendment in response to the outstanding Official Action on August 26, 2003 in the above-identified application for patent. Applicants erroneously authorized payment of extension of time fees totaling \$410.00 on a large entity basis. Applicants established small business entity status on February 15, 2002 with the filed application.

Pursuant to 37 C.F.R. §1.26, Applicants respectfully request a refund of the difference in the extension of time fee between large and small entities, specifically \$200.00, authorized for payment with the Amendment filed on August 26, 2003. For reference, Applicants attach hereto a copy of the August 2003 Deposit Account statement for Deposit Account 03-3975 which verifies that the U.S. Patent & Trademark Office posted payment of \$410.00 on August 29, 2003 under Posting Reference Text P 0290459 for Fee Code 1252 as authorized in the August 26, 2003 Petition for Extension of Time (PTO/SB/22 - copy also enclosed).

Applicants reiterate that they still qualify as a small business entity, and that small business entity status is still claimed pursuant to 37 C.F.R. §1.27(a) and (b).

Applicants respectfully request that a refund in the amount of \$200.00 be credited to Deposit Account No. 03-3975 under Reference Text 10075442.

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NOV 26 03

PATENT MAINTENANCE
DIVISION

Request for Refund
U.S. Serial No. 10/075,442
Page 2

If there are any questions with respect to this request, please contact the undersigned attorney of record at the telephone number below.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By: 

Paul L. Sharer
Registration No. 36,004
Direct No. (703) 905-2180

1600 Tysons Boulevard
McLean, VA 22101
(703) 905-2000 Telephone
(703) 905-2500 Facsimile

Date: November 24, 2003

Attachment: Copy of August 2003 Deposit Account Statement
Copy of August 26, 2003 Petition for Extension of Time



U.S. PATENT & TRADEMARK OFFICE
NOV 24 2003

United States
Patent and
Trademark Office

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PATENT MAINTENANCE
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Deposit Account Statement

Requested Statement Month: August 2003
Deposit Account Number: 033975
Name: PILLSBURY WINTHROP LLP
Attention:
Address: 1600 TYSONS BOULEVARD
City: MCLEAN
State: VA
Zip: 22102

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/01 1	10108987	P 291124	1806	\$180.00	\$105,735.00
08/01 1	09763916	PM 277889	1806	\$180.00	\$105,555.00
08/01 27	6495626		1811	\$100.00	\$105,455.00
08/01 45	60491286	071469-0303912	1005	\$160.00	\$105,295.00
08/01 46	60491287	082086-0303624	1005	\$160.00	\$105,135.00
08/01 87	09505279	265476	1814	\$110.00	\$105,025.00
08/01 134	09750176	PM 275419 UQ	1501	\$1,300.00	\$103,725.00
08/01 135	09750176	PM 275419 UQ	1504	\$300.00	\$103,425.00
08/01 136	09606476	CU-2252 RLS	1501	\$1,300.00	\$102,125.00
08/01 137	09606476	CU-2252 RLS	8001	\$15.00	\$102,110.00
08/01 138	09381825	02849.0112	1501	\$1,300.00	\$100,810.00
08/01 138	29161591	P278420/RP00	1806	\$180.00	\$100,630.00
08/01 139	09381825	02849.0112	8001	\$9.00	\$100,621.00
08/01 140	09635682	272705	1501	\$1,300.00	\$99,321.00
08/01 141	09635682	272705	8001	\$9.00	\$99,312.00
08/01 152	29180818	P 303066/SFS-192DES	8021	\$40.00	\$99,272.00
08/01 153	10396134	P 0302378	8021	\$40.00	\$99,232.00
08/01 190	10060328	P 283015	8021	\$440.00	\$98,792.00
08/01 221	09389051	PM256939	1801	\$750.00	\$98,042.00
08/01 222	09389051	PM256939	1253	\$930.00	\$97,112.00
08/04 4	09734733	P 0275824	1201	\$84.00	\$97,028.00
08/04 5	09734733	P 0275824	1251	\$110.00	\$96,918.00
08/04 5	76308353	51273/282530	6004	\$150.00	\$96,768.00
08/04 16	09657517	P 273854	1501	\$1,300.00	\$95,468.00
08/04 17	09657517	P 273854	8001	\$15.00	\$95,453.00

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OFFICE

			NOV 26 03		
08/28 7	09321868	PM-260545	8021	\$1,480.00	\$133,837.00
08/28 13	09943088	282855	PATENT MAINTENANCE	\$750.00	\$133,087.00
08/28 14	747990	30268/200586	DIVISION 8621	\$40.00	\$133,047.00
08/28 19	29182223	11988	1051	\$130.00	\$132,917.00
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08/28 24	10463854	071469-0304322	1202	\$342.00	\$131,825.00
08/28 25	10463854	071469-0304322	1051	\$130.00	\$131,695.00
08/28 33	10463663	P 0304346	1460	\$130.00	\$131,565.00
08/28 45	78137073	080803-029-3019	7004	\$150.00	\$131,415.00
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08/28 145	09551323	PM243199	1801	\$750.00	\$130,581.00
08/28 146	09551323	PM243199	1460	\$130.00	\$130,451.00
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08/28 153	29182040	P 303672/55DES	8021	\$40.00	\$130,371.00
08/28 154	29181740	P 303675/57DES	8021	\$40.00	\$130,331.00
08/28 155	29181736	P 303666/53DES	8021	\$40.00	\$130,291.00
08/28 155	09987202	P284108RP-00	1402	\$320.00	\$129,971.00
08/28 347	09917886	P 282740	1501	\$1,300.00	\$128,671.00
08/28 348	09917886	P 282740	1504	\$300.00	\$128,371.00
08/28 349	09917886	P 282740	8001	\$15.00	\$128,356.00
08/28 399	09725299	PM275885	1501	\$1,300.00	\$127,056.00
08/28 400	09725299	PM275885	1504	\$300.00	\$126,756.00
08/28 401	09725299	PM275885	8001	\$9.00	\$126,747.00
08/28 402	10209926	P 291607	1501	\$1,300.00	\$125,447.00
08/28 403	10209926	P 291607	1504	\$300.00	\$125,147.00
08/28 404	10209926	P 291607	8001	\$9.00	\$125,138.00
08/28 665	78293288	73414/305315	7001	\$335.00	\$124,803.00
08/29 2	09510236		1201	\$84.00	\$124,719.00
08/29 3	10075442	P 0290459	1252	\$410.00	\$124,309.00
08/29 23	10645925	007570-0305600	8021	\$40.00	\$124,269.00
08/29 25	10649608	081468-0305337	1001	\$750.00	\$123,519.00
08/29 26	10649608	081468-0305337	1202	\$108.00	\$123,411.00
08/29 32	60414425	PC8001A	1807	\$50.00	\$123,361.00
08/29 33	10647744	P 0305496/50G35569-USA-AT	8021	\$40.00	\$123,321.00
08/29 34	10102423	290763	1251	\$110.00	\$123,211.00
08/29 35	10012571	P290444	1251	\$110.00	\$123,101.00
08/29 37	10647530	P 303948/HT-3015REG	8021	\$40.00	\$123,061.00
08/29 38	10647467	P 0305494/50G35369-USA-AT	8021	\$40.00	\$123,021.00
08/29 38	10368448	P 302007	1201	\$168.00	\$122,853.00
08/29 39	10368448	P 302007	1202	\$54.00	\$122,799.00
08/29 42	10646782	P 305699/SPO-2549	8021	\$40.00	\$122,759.00
08/29 60	10649607	041535-0305539	1001	\$750.00	\$122,009.00
08/29 108	60498133	049177/0305732	2005	\$80.00	\$121,929.00
08/29 128	10424978	P 303416/P-0327.010-US	8021	\$40.00	\$121,889.00
08/29 129	6412487		1811	\$100.00	\$121,789.00